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FILED

UNITED STATES DISTRICT COURT

-6 MAY 04 PM 12:14

DISTRICT OF UTAH

BY: \_\_\_\_\_  
DEFINITE CURE

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.

Plaintiff/Counterclaim-  
Defendant,

vs.

INTERNATIONAL BUSINESS  
MACHINES CORPORATION,

Defendant/Counterclaim-  
Plaintiff.

**ORDER RE BRIEFING FOR PENDING  
MOTIONS**

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke Wells

Based upon the stipulation of the parties, and good cause appearing,

IT IS HEREBY ORDERED as follows:

IBM's Memorandum in Opposition to SCO's Motion to Dismiss shall be due on May 14,  
2004;

IBM's Memorandum in Opposition to SCO's Motion to Amend Scheduling Order shall be  
due on May 14, 2004;

147

SCO's Reply Memorandum in Support of its Motion to Dismiss shall be due on May 28, 2004.

SCO's Reply Memorandum in Support of its Motion to Amend Scheduling Order shall be due on May 28, 2004.

DATED this 6<sup>th</sup> day of May, 2004.

BY THE COURT:



United States District Court

APPROVED AS TO FORM:

SNELL & WILMER L.L.P.

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Todd M. Shaughnessy

CRAVATH, SWAINE & MOORE

Evan R. Chesler

David R. Marriott

By



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Counsel for Defendant International  
Business Machines Corporation

HATCH, JAMES & DODGE, P.C.

Brent O. Hatch

Mark R. Clements

By



*Mark R. Clements*  
Counsel for Plaintiff

alt

United States District Court  
for the  
District of Utah  
May 6, 2004

\* \* CERTIFICATE OF SERVICE OF CLERK \* \*

Re: 2:03-cv-00294

True and correct copies of the attached were either mailed, faxed or e-mailed by the clerk to the following:

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